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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

**IN RE: UBER TECHNOLOGIES, INC.,  
PASSENGER SEXUAL ASSAULT  
LITIGATION**

Case No. 3:23-md-03084-CRB

**PLAINTIFFS' STATEMENT  
CONCERNING APPOINTMENT OF A  
SPECIAL SETTLEMENT MASTER**

This Document Relates to:

Judge: Hon. Charles R. Breyer  
Courtroom: 6 – 17th Floor

ALL ACTIONS

Date: November 3, 2023  
Time: 11:00 a.m.

**PLAINTIFFS' SUBMISSION CONCERNING APPOINTMENT OF A SPECIAL  
SETTLEMENT MASTER**

In accordance with the Court's Pretrial Order No. 1, dated October 6, 2023, the undersigned Plaintiffs respectfully suggest the following mediators as candidates to serve as special settlement master in this litigation. All of these mediators have handled cases involving allegations of sexual assault and sexual harassment. The following are their posted biographies from their mediation profiles.

1. **Cathy Yanni** is a full time specialist in ADR. Since joining JAMS in 1998, she has settled thousands of cases. Her practice includes mediation and Special Master work. Cathy Yanni's substantive knowledge, her focused attention to detail, and her persistent follow up are the keys to her high success. Ms. Yanni has regularly been included on the "National Mediators" List, Chambers USA since 2019, where she is acknowledged for her "'high-quality' reputation." Sources also praise her ability to "maintain good relations and credibility with both sides." Chambers USA (2020).

2. **Hon. Jay C. Gandhi (Ret.)** is known for his thorough, insightful, and candid approach to every engagement. The parties turn to Judge Gandhi to resolve complex disputes. For instance, Judge Gandhi presided over the \$1 billion public-entity settlement involving PG&E and the California wildfires, the \$725 million class action settlement accusing Facebook of allowing third parties, including Cambridge Analytica, to access users' private information, and the \$648 million class action settlement over environmental contamination from polychlorinated biphenyls, or PCBs, made by the Monsanto Company. Judge Gandhi also specializes in sensitive, high-stakes commercial disputes, such as financial litigation (including with federal and state regulators), contractual and employment matters, and intellectual property and trade secret thefts, amongst others.

Judge Gandhi previously served for eight (8) years as a United States Magistrate Judge for the Central District of California, the nation's largest federal court. He received multiple honors for his judicial qualities and skills and oversaw the Court's Alternative Dispute Resolution program. Judge Gandhi was also an active, hands-on trial judge while on the Court. Before the bench, Judge Gandhi was a partner at Paul Hastings LLP. He spent 12 years litigating commercial cases and MDL/class actions in a variety of state and federal jurisdictions across the country.

1           **3.**       For over 35 years, **Kenneth R. Feinberg** has been involved in resolving some of the  
2 nation's most protracted, complex, and emotional disputes involving a wide range of interests and  
3 clients. Mr. Feinberg is publicly recognized as redefining the practice of law, bringing opposing sides  
4 of legal disputes together. He is one of the nation's foremost mediators, arbitrators, and experts in  
5 other forms of alternative dispute resolution and negotiation strategy. From cases that affect only a  
6 few, to the largest, most complex disputes of our time, the Firm consistently bridges the gap between  
7 parties by creating imaginative and satisfying solutions. Most notably he served as Special Master of  
8 the Federal September 11 Victim Compensation Fund.

9           Mr. Feinberg is consistently retained by Fortune 500 companies, nationally recognized plaintiff  
10 counsel, insurers, government agencies, and state and federal courts to design, implement, and  
11 administer innovative and sophisticated settlement solutions. Serving either as a neutral or as  
12 settlement counsel to one of the parties, Mr. Feinberg provides services for all stages of dispute  
13 resolution: helping the parties achieve a comprehensive resolution of the dispute, devising strategies  
14 for a cost-effective settlement, designing systems and criteria to implement settlement terms, and  
15 developing distribution plans to achieve maximum benefits for all parties.

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17           **4. Hon. William F. Downes (Ret.)** has successfully resolved disputes over diverse practice  
18 areas including energy, personal injury and professional liability. Drawing upon his 17 years of  
19 experience as a federal judge in the U.S. District Court of Wyoming, Judge Downes brings to his ADR  
20 practice a great deal of insight on the legal process and numerous subject matters, enabling him to  
21 efficiently guide parties to settlement.

22           Judge Downes handles high profile cases in multiple states and he is known for his attentive,  
23 reasonable, and focused manner. He is praised by counsel for being extremely prepared and having a  
24 quick grasp of complex issues. Judge Downes has an innate ability to understand the reputations,  
25 emotions, and ongoing dynamics of a dispute, while still focusing the parties on resolution.

1 DATED: November 3, 2023

Respectfully Submitted,

2 **LEVIN SIMES LLP**

3 */s/ William A. Levin*

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William A. Levin  
5 *Attorney for Plaintiffs*

6 **WILLIAMS HART & BOUNDAS, LLP**

7 */s/ John Eddie Williams*

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John Eddie Williams  
9 *Attorney for Plaintiffs*

10 **ESTEY & BOMBERGER, LLP**

11 */s/ Stephen J. Estey*

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Stephen J. Estey  
13 *Attorney for Plaintiffs*

14 **CUTTER LAW, P.C.**

15 */s/ C. Brooks Cutter*

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C. Brooks Cutter  
17 Celine E. Cutter  
18 *Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 3, 2023, I electronically filed the above document with the Clerk of the Court using the CM/ECF system, which will automatically send notification of the filing to all counsel of record.

By: /s/ Celine E. Cutter